IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.13648-M of 2005

DATE OF DECISION:5.9.2006

Renu Goyal .....Petitioner

Versus

Nagar Panchayat, Cheema .....Respondent
Tehsil Sunam, District Sangrur

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri M.K. Singla, Advocate
for the petitioner.

Shri P.M. Kansal, Advocate
for the respondent,

****

The petitioner has filed this petition under Section 482 Cr.P.C. for quashing the complaint No. 144 dated 27.11.2004 titled as Nagar Panchayat Cheema Vs. Smt. Renu Goyal and another.

In this case, a complaint was filed against the petitioner being the Principal of Akal Academy,Tolewal Road, Cheema and Dr. Khem Singh Gill, Chairman of the said Academy under Section 195,195-A of the Punjab Municipal Act. In the complaint, it was alleged that the Akal Academy had raised the construction on its land without getting the building plans sanctioned from the Municipal Council. In this petition, the contention of the petitioner is that she was not the owner of the land and she did not raise any construction, which was being raised by the owner of the land. A complaint has been filed against her only on the ground that she was the Principal of the said Academy/. It is the contention of the petitioner that the complaint filed against the petitioner is an abuse of process of law.

I have heard counsel for the parties.

Counsel for the respondent on instructions from the respondent states that in this case Nagar Panchayat, Cheema will file a complaint against the owner of the building and will not press the instant complaint against the petitioner-Renu Goyal as she was only working as Principal of Akal Academy, Cheema at the relevant time and now she has resigned from the said post.

In view of the aforesaid statement made by the counsel for the respondent, this petition is allowed and the complaint No. 144 dated 27.11.2004 titled as Nagar Panchayat Cheema Vs. Renu Goyal and another as well as consequent proceedings, filed by the complainant qua the petitioner is hereby quashed.

September 5, 2006 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**